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HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (PIL) No. 4053 of 2007

PETITIONER : Ramdeen Tondon S/o Shri Hari Ram Tondon, aged-about 40 years, Occupation- Agriculturist, (Cultivator), R/o Ward no. 1, Sakti, District-Janjgir-Champa [C.G.]

VERSUS

RESPONDENTS :
1. State of Chhattisgarh Through-Secretary Agriculture Department, D.K.S. Bhawan, Raipur [C.G.]
2. Chhattisgarh State Agricultural Marketing Board Through – Its Managing Director, Office at – Beej Bhawan (ground floor) Infront of Chhattisgarh Hotel, G.E. Road, Ravigram, Telibandha, Raipur [C.G.]
3. Executive Engineer, Chhattisgarh State Agricultural Marketing Board, Beej Bhawan (ground floor) Infront of Chhattisgarh Hotel, G.E. Road, Ravigram, Telibandha, Raipur [C.G.]
4. Krishi Upaj Mandi Samiti, Amandulla, Through – Its President District – Janjgir-Champa [C.G.]
5. Secretary Krishi Upaj Mandi Samiti, Amandulla, District – Janjgir-Champa [C.G.]
6. Shri Judawan Gabel (Thekedar) R/o Bundeli, Tahsil – Malkharouda, Distt. Janjgir-Champa [C.G.]
7. Chief Executive Officer, Janpad Panchayat Malkharouda, District – Janjgir-Champa [C.G.]

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Coram : Hon'ble Shri Jagdish Bhalla, Acting Chief Justice &
Hon'ble Shri Satish K. Agnihotri J.

Present: Shri Rajeev Shrivastava, Advocate for the petitioner.
Shri U.N.S.Deo, Government Advocate for the State/respondent No.1
Shri V.R.Tiwari, Advocate for respondent No. 4 and 6.

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ORAL ORDER
(Passed on 25th day of July, 2007)

The following oral order of the Court was passed by **Hon'ble Jagdish Bhalla, Acting C.J.**:

This public interest litigation has been filed on behalf of the petitioner, who is an active political worker, on the ground that the certificate on the basis of which the tender has been accepted, was wrongly issued. However, we have been informed that by now the work is almost complete. We find that the authority concerned has accepted the tender with all bonafide intention and admittedly, at the time the tender was accepted it was in accordance with law. The authority concerned who has accepted the tender was not at all at fault. If there was somebody at fault, it was the authority who issued the certificate of experience, according to the petitioner the said certificate was found to be incorrect at the later stage.

In such circumstances, no interference is warranted under Article 226 of the Constitution, so far as the subject matter in question is concerned. Accordingly, the petition is dismissed.

Sd/-
Acting Chief Justice

Sd/-
Satish K. Agnihotri
Judge

Amit/Bablu